

Senator Hardeman, Senator Martin moved that the Senate stand adjourned until 10:30 o'clock a. m. tomorrow.

Yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—12

Aikin	Latimer
Ashley	Martin
Bracewell	Moffett
Colson	Parkhouse
Hardeman	Phillips
Lane	Rutherford

Nays—16

Bell	Rogers
Corbin	of Childress
Fuller	Rogers of Travis
Hazlewood	Russell
Kazen	Sadler
Lock	Secrest
McDonald	Shireman
Moore	Wagonseller
	Willis

Absent

Kelley	Weinert
Strauss	

Senator Corbin offered the following amendment to the bill:

Amend S. B. 182 by striking out the words "auditorium and coliseum" on lines 4 and 5, Sec. 4, page 3, of said bill and substituting in lieu thereof the words: "auditorium-coliseum."

The amendment was adopted.

Senator Corbin offered the following amendment to the bill:

Amend S. B. 182 by striking out the words "auditorium coliseum" in line 9, Section 1, on page 2 of said bill, and inserting in lieu thereof the following: "auditorium-coliseum."

The amendment was adopted.

Senator Corbin offered the following amendment to the bill:

Amend the caption to S. B. 182 by striking out the word "auditorium" in line eleven of the caption on page 1 and inserting in lieu thereof the following: "auditorium-coliseum."

The amendment was adopted.

The bill, as amended, was passed to engrossment.

Record of Vote

Senator Hardeman asked to be recorded as voting "nay" on the passage of S. B. No. 182 to engrossment.

Motion to Place Senate Bill 182 on Third Reading

Senator Corbin moved that the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 182 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

Yeas—22

Aikin	Rogers
Bell	of Childress
Bracewell	Rogers of Travis
Corbin	Russell
Fuller	Rutherford
Hazlewood	Sadler
Kazen	Secrest
Latimer	Shireman
Lock	Strauss
McDonald	Wagonseller
Moffett	Willis
Moore	

Nays—7

Ashley	Martin
Colson	Parkhouse
Hardeman	Phillips
Lane	

Absent

Kelley	Weinert
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Adjournment

On motion of Senator Bracewell, the Senate at 5:13 o'clock p. m. adjourned until 10:30 o'clock a. m. tomorrow.

THIRTY-SEVENTH DAY

(Wednesday, March 25, 1953)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President pro tempore.

The roll was called and the following Senators were present:

Aikin	Corbin
Ashley	Fuller
Bell	Hardeman
Bracewell	Hazlewood
Colson	Kazen

Kelley	Rogers of Travis
Lane	Russell
Lock	Rutherford
Martin	Sadler
McDonald	Secrest
Moffett	Shireman
Parkhouse	Strauss
Phillips	Wagonseller
Rogers	Weinert
of Childress	Willis

Absent

Moore

Absent—Excused

Latimer

A quorum was announced present.

The Invocation was offered by the Reverend W. H. Townsend, Chaplain, as follows:

Our Father, we thank Thee that Thou art a God of love, patience and long-suffering. Forgive us for our impatience, and may we remember, "He that is slow to anger is better than the mighty." We pray in Christ's Name. Amen.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday, was dispensed with and the Journal was approved.

Leave of Absence

Senator Latimer was granted leave of absence for today on account of important business on motion of Senator Bell.

Reports of Standing Committees

Senator Ashley submitted the following reports:

Austin, Texas,
March 25, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred S. B. No. 121, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

ASHLEY, Chairman.

Austin, Texas,
March 25, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was

referred S. B. No. 53, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

ASHLEY, Chairman.

Austin, Texas,
March 25, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred S. B. No. 29, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass and be not printed, but that Committee Substitute therefor do pass and be printed.

ASHLEY, Chairman.

C. S. S. B. No. 29 was read first time.

Senator Moffett submitted the following reports:

Austin, Texas,
March 24, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Agriculture, to whom was referred H. B. No. 103, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass.

No notice of minority report was given.

MOFFETT, Chairman.

Austin, Texas,
March 24, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Agriculture, to whom was referred S. B. No. 215, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOFFETT, Chairman.

Senator Bell submitted the following reports:

Austin, Texas,
March 24, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was

referred H. J. R. No. 16, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

BELL, Chairman.

Austin, Texas,
March 24, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred H. J. R. No. 10, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

BELL, Chairman.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
March 25, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. J. R. No. 20, Proposing an Amendment to the Constitution of the State of Texas.

H. C. R. No. 37, Directing the Texas Legislative Council to make a complete study of the laws relating to child care and juvenile delinquency.

H. C. R. No. 43, Granting permission to Marvel M. Johnson to bring suit against the State of Texas, and/or against the Board of Regents of The University of Texas, Trustees of the Hogg Foundation: W. C. Hogg Memorial Fund.

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

Senate Resolution 175

Senator Bell offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate, the Senior Civics Class composed of 55 young Americans of the Taft High School, accompanied by their teachers, Miss Threadgill and Miss Nelson; and

Whereas, These students and guests

are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine class of young American citizens is here to observe and to learn at firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest; and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Bell presented the class and the teachers to the Members of the Senate.

Senate Bill 296 on First Reading

Senator Rutherford moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—27

Aikin	Parkhouse
Ashley	Phillips
Bell	Rogers
Bracewell	of Childress
Colson	Rogers of Travis
Corbin	Russell
Fuller	Rutherford
Hardeman	Sadler
Kazen	Secrest
Kelley	Shireman
Lane	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent

Hazlewood	Moore
Lock	

Absent—Excused

Latimer

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Rutherford:

S. B. No. 296, A bill to be entitled "An Act fixing the salary of the District Attorney of the 109th Judicial

District of Texas; authorizing the Commissioners Courts of the counties comprising the 109th Judicial District to supplement the salary of the District Attorney and providing the method of supplementation; and declaring an emergency."

To the Committee on Counties and County Boundaries.

Senate Resolution 176

Senator Secrest offered the following resolution:

Whereas, We are honored today to have in the gallery the 7th Grade of Troy, Texas, School, accompanied by A. C. Akridge; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine class of young American citizens is here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Secrest presented the class and Mr. Akridge to the Members of the Senate.

House Concurrent Resolution 51 on Second Reading

The President pro tempore laid before the Senate for consideration at this time the following resolution:

H. C. R. No. 51, Inviting Colonel Royal N. Baker to address the 53rd Legislature at a Joint Session on Thursday morning, March 26th, at 11:30 a. m.

The resolution was read second time.

On motion of Senator Russell and by unanimous consent the resolution was considered immediately and was adopted.

Vote Reconsidered on Final Passage of Senate Bill 81

Senator Sadler asked unanimous con-

sent to reconsider the vote by which S. B. No. 81 was finally passed on yesterday.

There was no objection offered.

Question—Shall S. B. No. 81 be finally passed?

S. B. No. 81 was again passed by the following vote:

Yeas—30

Aikin	Moffett
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Fuller	Russell
Hardeman	Rutherford
Hazlewood	Sadler
Kazen	Secrest
Kelley	Shireman
Lane	Strauss
Latimer	Wagon seller
Lock	Weinert
Martin	Willis
McDonald	

Absent

Moore

Message From the Governor

The following message received from the Governor was read and was referred to the Committee on Nominations of the Governor:

Austin, Texas,
March 24, 1953.

To the Senate of the Fifty-third Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be Presiding Judges of Administrative Judicial Districts:

District No. 2, Judge Max M. Rogers, of Huntsville, Walker County;

District No. 3, Judge A. P. Mays of Corsicana, Navarro County;

District No. 5, Judge W. R. Blalock of Mission, Hidalgo County;

District No. 6, Judge Roger Thurmond of Del Rio, Val Verde County;

District No. 7, Judge O. L. Parish of Ballinger, Runnels County;

District No. 9, Judge Luther Gribble of Wellington, Collingsworth County.

Respectfully submitted,
ALLAN SHIVERS,
Governor of Texas.

Senate Resolution 178

Senator Rogers of Travis offered the following resolution:

Whereas, The Senate is privileged today to be visited by Mr. Herbert Wiltsee of Chicago, Illinois; and

Whereas, This fine gentleman is the Southern representative of the Council of State Governments; and

Whereas, The State of Texas has always appreciated and subscribed to the work of this forward-looking Council; now, therefore, be it

Resolved, That the Senate welcome Mr. Wiltsee, extend him the privileges of the floor for the day, and wish him a pleasant stay in our State.

ROGERS of Travis
LOCK

The resolution was read and was adopted.

Senator Rogers of Travis presented Mr. Wiltsee to the Members of the Senate.

(President in the Chair.)

House Bill 98 on Second Reading

On motion of Senator Moffett, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 98, A bill to be entitled "An Act amending Section 10 of Article 118c-1 of Vernon's Texas Statutes; providing a saving clause and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 98 on Third Reading

Senator Moffett moved that the Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 98 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Corbin
Ashley	Fuller
Bell	Hardeman
Bracewell	Hazlewood
Colson	Kazen

Kelley	Rogers of Travis
Lane	Russell
Latimer	Rutherford
Lock	Sadler
Martin	Secrest
McDonald	Shireman
Moffett	Strauss
Parkhouse	Wagonseller
Phillips	Weinert
Rogers	Willis
of Childress	

Absent

Moore

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Ashley	Moffett
Bell	Parkhouse
Bracewell	Phillips
Colson	Rogers
Corbin	of Childress
Fuller	Rogers of Travis
Hardeman	Russell
Hazlewood	Rutherford
Kazen	Sadler
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

Nays—1

Aikin

Absent

Moore

House Bill 99 on Second Reading

On motion of Senator Moffett, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 99, A bill to be entitled "An Act amending Section 10 of Article 118c-2 of Vernon's Texas Statutes; providing a saving clause and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 99 on Third Reading

Senator Moffett moved that the

Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 99 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Moffett
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Fuller	Russell
Hardeman	Rutherford
Hazlewood	Sadler
Kazen	Secrest
Kelley	Shireman
Lane	Strauss
Latimer	Wagonseller
Lock	Weinert
Martin	Willis
McDonald	

Absent

Moore

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Ashley	Moffett
Bell	Parkhouse
Bracewell	Phillips
Colson	Rogers
Corbin	of Childress
Fuller	Rogers of Travis
Hardeman	Russell
Hazlewood	Rutherford
Kazen	Sadler
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

Nays—1

Aikin

Absent

Moore

Senate Resolution 179

Senator Strauss offered the following resolution:

Whereas, We are honored today to have in the gallery twenty-seven pupils of the Senior and Junior Civics Classes of Lexington High School, accompanied by Mr. and Mrs. J. Conrad Brown, their teachers; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine class of young American citizens are here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Strauss presented the classes and their teachers to the Members of the Senate.

House Bill 32 on Second Reading

Senator Bracewell asked unanimous consent to suspend the regular order of business to take up for consideration at this time H. B. No. 32.

There was objection.

Senator Bracewell moved to suspend the regular order of business to take up H. B. No. 32 for consideration at this time.

The motion prevailed by the following vote:

Yeas—23

Aikin	Parkhouse
Ashley	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Fuller	Russell
Hazlewood	Rutherford
Kazen	Sadler
Kelley	Secrest
Latimer	Shireman
Lock	Weinert
McDonald	Willis

Nays—6

Bell	Martin
Hardeman	Strauss
Lane	Wagonseller

Absent

Moffett

Moore

The President laid before the Senate for consideration at this time the following bill:

H. B. No. 32, A bill to be entitled "An Act to authorize the Board of Insurance Commissioners to make, approve or promulgate premium rating plans designed to encourage the prevention of accidents which may be on an optional basis to apply prospectively or retrospectively and may include premium discount plans, retrospective rating plans or other premium rating plans systems, or formulas for Motor Vehicle, Workmen's Compensation and other lines of Casualty Insurance; etc., and declaring an emergency."

The bill was read second time.

Senator Martin offered the following amendment to the bill:

Amend H. B. No. 32 by adding a new section to be known as Section 11A:

"Sec. 11A. Nothing in this Act shall be construed to affect in any way any pending litigation."

The amendment was adopted.

The bill, as amended, was passed to third reading.

Record of Vote

Senators Hardeman and Martin asked to be recorded as voting "nay" on the passage of H. B. No. 32 to third reading.

House Bill 32 on Third Reading

Senator Bracewell moved that the Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 32 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Kelley
Ashley	Latimer
Bell	Lock
Bracewell	McDonald
Colson	Parkhouse
Corbin	Phillips
Fuller	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis

Russell	Shireman
Rutherford	Wagonseller
Sadler	Weinert
Secrest	Willis

Nays—5

Hardeman	Moffett
Lane	Strauss
Martin	

Absent

Moore

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—23

Aikin	Phillips
Bell	Rogers
Bracewell	of Childress
Colson	Rogers of Travis
Corbin	Russell
Fuller	Rutherford
Hazlewood	Sadler
Kazen	Secrest
Kelley	Shireman
Latimer	Wagonseller
Lock	Weinert
Parkhouse	Willis

Nays—6

Ashley	Martin
Hardeman	McDonald
Lane	Strauss

Absent

Moffett Moore

Senate Resolution 180

Senator Kelley offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate members of the League of Women Voters of the State of Texas, including Edinburg, Mission and Harlingen; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate.

Mrs. Kent Manning, President League of Women Voters of Edinburg; Mrs. Howard E. Tewell, Mrs. Harry Hall, Mrs. Francis Clark, Mrs. Nelson Parkhill, President League of

Women Voters of Mission; Mrs. Ray White, Mrs. Hugh Guion, President League of Women Voters of Harlingen.

KELLEY

Signed—Ben Ramsey, Lieutenant Governor; Aikin, Ashley, Bell, Bracewell, Colson, Corbin, Fuller, Hardeman, Hazlewood, Kazen, Lane, Latimer, Lock, Martin, McDonald, Moffett, Moore, Parkhouse, Phillips, Rogers of Childress, Rogers of Travis, Russell, Rutherford, Sadler, Secrest, Shireman, Strauss, Wagonseller, Weinert, Willis.

The resolution was read.

On motion of Senator Hardeman, the names of the Lieutenant Governor and all the Senators were added to the resolution as signers thereof.

On motion of Senator Lane the resolution was amended to include all the counties of the State.

The resolution, as amended, was then adopted.

Senator Kelley presented his guests to the Members of the Senate and Senator Hardeman presented the remaining members of the League of Women Voters to the Senate.

House Concurrent Resolution 48 on Second Reading

The President laid before the Senate for consideration at this time the following resolution:

H. C. R. No. 48, Protesting the action of Civil Aeronautics Board in ordering curtailment of first-class air line service.

The resolution was read second time.

On motion of Senator Fuller and by unanimous consent the resolution was considered immediately and was adopted.

Senate Resolution 181

Senator Secrest offered the following resolution:

Whereas, We are honored today to have in the gallery 27 students of the Lorena High School Civics Class, accompanied by Lloyd H. Taylor, and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine class of young American citizens is here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Secrest presented the class and Mr. Taylor to the Members of the Senate.

Senate Resolution 182

Senator Latimer offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate Somerset High School, accompanied by their Superintendent Bill James; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate.

The resolution was read and was adopted.

Senator Latimer presented the class and Mr. James to the Members of the Senate.

House Concurrent Resolution 50 on Second Reading

The President laid before the Senate for consideration at this time the following resolution:

H. C. R. No. 50, Instructing Enrolling Clerk to make certain corrections in H. B. No. 278.

The resolution was read second time.

On motion of Senator Rutherford and by unanimous consent the resolution was considered immediately and was adopted.

Senate Resolution 183

Senator Phillips offered the following resolution:

Whereas, We are honored today to

have in the gallery a representation of League of Women Voters from Brazoria County; and

Whereas, These guests are in the Capital City attending a state conference of League of Women Voters; now, therefore, be it

Resolved, That these individuals be officially welcomed and recognized by the Senate, and that they be extended the courtesies of the floor for the day, and that each member of this group be furnished with a copy of this resolution.

The resolution was read and was adopted.

Senator Phillips presented the guests to the Members of the Senate.

Senate Resolution 184

Senator Phillips offered the following resolution:

Whereas, We are honored today to have in the gallery representatives of the League of Women Voters from Galveston County; and

Whereas, These guests are in the Capital City for the purpose of attending a state conference of the League of Women Voters; now, therefore, be it

Resolved, That these individuals be officially welcomed and recognized by the Senate, and that they be extended the courtesies of the floor for the day, and that each member of this group be furnished with a copy of this resolution.

The resolution was read and was adopted.

Senator Phillips presented the guests to the Members of the Senate.

House Bill 241 on Second Reading

On motion of Senator Strauss, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 241, A bill to be entitled "An Act providing for the leasing for the exploration and development of river beds and channels belonging to the State, and all islands, beds of salt water lakes and inlets, marshes and reefs, owned by the State within tidewater limits, and that portion of bed of the Gulf of Mexico within the jurisdiction of Texas, for salt, sulphur, and any other mineral except

petroleum oil and natural gas, gold, silver, platinum, cinnabar, and other metals; etc.; and declaring an emergency."

The bill was read second time.

Senator Strauss offered the following committee amendment to the bill:

Amend House Bill 241 by inserting between the words "except" and "gold" on lines 5 and 10 of page 2 thereof the following words: "sand, shell, gravel".

The committee amendment was adopted.

Senator Strauss offered the following committee amendment to the bill:

Amend House Bill No. 241 by inserting between the words "except" and "gold" on lines 6 and 11 of the caption thereof the following words: "sand, shell, gravel."

The committee amendment was adopted.

The bill, as amended, was passed to third reading.

House Bill 241 on Third Reading

Senator Strauss moved that the Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 241 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Moffett
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Fuller	Russell
Hardeman	Rutherford
Hazlewood	Sadler
Kazen	Secrest
Kelley	Shireman
Lane	Strauss
Latimer	Wagonseller
Lock	Weinert
Martin	Willis
McDonald	

Absent

Moore

The President then laid the bill be-

fore the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

Aikin	Moffett
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Fuller	Russell
Hardeman	Rutherford
Hazlewood	Sadler
Kazen	Secrest
Kelley	Shireman
Lane	Strauss
Latimer	Wagonseller
Lock	Weinert
Martin	Willis
McDonald	

Absent

Moore

Senate Resolution 185

Senator Wagonseller offered the following resolution:

Whereas, We are honored today to have in the gallery the 7th grade Civics Class of Marlin, accompanied by Mr. Amick and Mr. Stafford; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine class of young American citizens are here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

**WAGONSELLER
MOORE**

The resolution was read and was adopted.

Senator Wagonseller presented the class and their teachers to the Members of the Senate.

Presentation of Guests

Senator Rogers of Travis by unanimous consent, presented as guests

of the Senate today the Sixth Grade of the Wooldridge School of Austin, with their teacher, Mrs. Nitschke.

House Bill 64 on Second Reading

On motion of Senator Latimer and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 64, A bill to be entitled "An Act amending Chapter 276, H. B. 726, Acts 45th Legislature, R. S., as amended by Chapter 9, H. B. 542, Acts of the 46th Legislature, Spec. Laws, p. 1083, by changing the name of 'San Antonio River Canal and Conservancy District' to 'San Antonio River Authority,' enlarging and redefining the area of said district, providing and changing certain powers thereof, increasing the amount of bonds which said district may issue and providing certain powers and conditions relative to the issuance of said bonds; and declaring an emergency."

The bill was read second time.

Senator Bell offered the following Committee Amendment to the bill.

Amend H. B. 64 by striking out all of Section 2, after the words "is hereby amended so that it will hereinafter read as follows:" and substituting in lieu thereof the following:

"Sec. 2. District Created. Under the authority of, and in pursuance with the policy of, Section 59, of Article 16 of the Constitution of Texas, there is hereby created, within the State of Texas, in addition to the Districts into which the State has heretofore been divided, a Conservation and Reclamation District to be known as San Antonio River Authority,' hereinafter called the District, and consisting of that part of the State of Texas which is included in the boundaries of Bexar County, and also including the natural bed and banks of the San Antonio River from its source to its junction with the Guadalupe River, and also including such other defined areas of land as may hereafter be acquired by said District including that which may be placed under easement or under control by this District, and that acquired by gift, lease, purchase, and by any other lawful means. Such District shall be and is hereby declared to be a governmental

agency, a municipality, body politic and corporate, vested with all the authority and full sovereignty of the State, in behalf of the State, in so far as intended by this Act, and with the authority to exercise the rights, privileges and functions hereinafter specified. And the creation of such District is hereby determined to be essential to the accomplishment of the purposes of Section 59 of Article 16 of the Constitution of the State of Texas, including the construction, maintenance and operation of a navigable canal or waterway, hereinafter authorized, and the control of the waters of the San Antonio River and its tributaries. Nothing in this Act or any other Law shall be construed as authorizing the District to levy or collect taxes or assessments, or to create any indebtedness payable out of taxes or assessments levied by the District nor in any way pledge the credit of the State."

The Committee Amendment was adopted.

Senator Bell offered the following Committee Amendment to the bill:

Amend H. B. 64 by striking out all of "Section 2-A."

The Committee Amendment was adopted.

Senator Bell offered the following Committee Amendment to the bill:

Amend H. B. 64 by inserting the word "aggregate" after the word "in" and before the word "principal" in the first sentence of "Sec. 16. Issuance of Bonds." under Section 3.

The Committee Amendment was adopted.

Senator Bell offered the following Committee Amendment to the bill:

Amend H. B. 64 by changing the word "of" following the word "trustee" to read "or" in paragraph "(3)" of "Sec. 16" under Section 3.

The Committee Amendment was adopted.

Senator Bell offered the following Committee Amendment to the bill.

Amend H. B. No. 64 by adding a new section thereto, to be called Sec. 3-a and to read as follows:

"Sec. 3-a. Chapter 276, House Bill

No. 726, Acts 45th Legislature, Regular Session, as amended by Chapter 9, House Bill No. 542, Acts 46th Legislature, Special Laws, page 1083, is hereby amended by adding a new section thereto, to be known as Sec. 16-a and to read as follows:

"Sec. 16-a. No bonds shall be issued under this Act until the same have been authorized at an election called and held in accordance with the provisions of Chapter 3A, Revised Civil Statutes of Texas, 1925, as amended, governing the issuance of bonds by water control and improvement districts."

The Committee Amendment was adopted.

On motion of Senator Bell and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

House Bill 64 on Third Reading

Senator Latimer moved that the Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 64 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Moffett
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Fuller	Russell
Hardeman	Rutherford
Hazlewood	Sadler
Kazen	Secrest
Kelley	Shireman
Lane	Strauss
Latimer	Wagon seller
Lock	Weinert
Martin	Willis
McDonald	

Absent

Moore

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Resolutions on First Reading

The following resolutions, received from the House, were read the first time and referred to the committees indicated:

H. C. R. No. 25, to the Committee on Civil Jurisprudence.

H. C. R. No. 37, to the Committee on Civil Jurisprudence.

H. C. R. No. 43, to the Committee on Civil Jurisprudence.

H. J. R. No. 20, to the Committee on Constitutional Amendments.

**House Joint Resolution 16
Ordered Not Printed**

On motion of Senator Shireman, and by unanimous consent, H. J. R. No. 16 was ordered not printed.

Reports of Standing Committees

By unanimous consent, Senator Secrest submitted the following report:

Austin, Texas,
March 25, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 267, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

SECREST, Chairman.

By unanimous consent, Senator Aikin submitted the following report:

Austin, Texas,
March 25, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Edu-

cation, to whom was referred S. B. No. 224, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass, but that the committee substitute in lieu thereof do pass and be printed.

AIKIN, Chairman.

C. S. S. B. No. 224 was read first time.

Bill Signed

The President signed in the presence of the Senate, after the caption had been read, the following enrolled bill:

H. B. No. 34, A bill to be entitled "An Act to amend Chapter 6, Acts of the Forty-third Legislature, First Called Session, 1933, as amended by Section 1 of Chapter 337, Acts of the Forty-eighth Legislature, 1943, and by Section 1 of Chapter 338, Acts of the Forty-ninth Legislature, 1945, the same being codified as Article 2654b-1 of Vernon's Civil Statutes, by adding thereto a new section, to be known as Section 5, extending existing exemption provisions with respect to payment of certain fees, dues, and charges in state-supported institutions of collegiate rank to persons serving in the armed forces of the United States during the present national emergency, as therein defined, and to children of members of the armed forces of the United States who were killed in action or died while in such service, subject to certain conditions and limitations therein stated; fixing the effective date of the Act; and declaring an emergency."

Adjournment

On motion of Senator Rutherford the Senate at 12:02 o'clock p. m. adjourned until 10:30 o'clock a. m. tomorrow.

In Memory of
E. T. Simmang

Senator Strauss offered the following resolution:

(Senate Resolution 177)

Whereas, On Monday, March 23, 1953, Almighty God in His Infinite Wisdom saw fit to call from this life the Honorable Emil T. Simmang of Giddings, Lee County, Texas; and

Whereas, Mr. Simmang was an outstanding citizen, public servant, attorney, prominent civic leader and was a member of the Masonic Lodge, Eastern Star, Giddings School Board, Lions Club, Chamber of Commerce, Sons of Hermann and W.O.W. Lodges, also a member of the Baptist Church and a director of the First National Bank of Giddings; and

Whereas, This outstanding public-spirited citizen had served his people as a Justice of the Peace and as County Attorney and for the past 43 years he had engaged in the private practice of law in Giddings, Texas; and

Whereas, He is survived by his widow, three sons, John and Ted of Giddings and Quintus of Beaumont; three daughters, Mrs. G. B. Robertson of Gonzales, Mrs. Milton York of Dallas and Mrs. Henry Ivey of Charlottesville, Va.; two brothers, T. E. and Herman Simmang both of San Antonio; seven grandchildren and two great-grandchildren; and

Whereas, By the passing of The Honorable Emil T. Simmang his Community, County, State and Nation have lost a zealous worker who had contributed greatly to the welfare of his fellow man; and

Whereas, It is the desire of the Senate of Texas to pay tribute to the memory of The Honorable Emil T. Simmang and to express to the surviving members of his family our sincere sympathy in their bereavement; now, therefore, be it

Resolved, By the Senate of Texas, that we extend our sympathy to the family of Emil T. Simmang, that a page be set aside in the Journal for the purpose of publishing this resolution, that a copy be sent to each member of his family and that when the Senate adjourns today, it do so in memory of The Hon. Emil T. Simmang.

The resolution was read and was adopted by a rising vote of the Senate.